

Legal tender, currency, medallions, or gold or silver coinage issued by the State of Illinois, the government of the United States of America or the government of any foreign country and bullion are exempt from Retailers' Occupation Tax and Use Tax liability.. See 86 Ill. Adm. Code 130.120(cc). (This is a GIL).

May 31, 2000

Dear Xxxxx:

This letter is in response to your letter dated April 13, 2000. The nature of your letter and the information you have provided require that we respond with a General Information Letter, which is designed to provide general information, is not a statement of Department policy and is not binding on the Department. See 2 Ill. Adm. Code 1200.120 subsections (b) and (c), which can be found at <http://www.revenue.state.il.us/legalinformation/regs/part1200>.

In your letter, you have stated and made inquiry as follows:

It is my understanding from somewhat limited research and conversations with the Illinois Department of Revenue that persons who purchase coins from dealers outside the State of Illinois are exempt from completion of Form ST 44. I am informed that Illinois Administrative Code 86 Section 130.120 (CC) exempts coins from use tax. It will be appreciated if a copy of this Code may be provided along with written reply confirming exemption.

Legal tender, currency, medallions, or gold or silver coinage issued by the State of Illinois, the government of the United States of America or the government of any foreign country and bullion are exempt from Retailers' Occupation Tax and Use Tax liability. See subsection (cc) of the enclosed copy of 86 Ill. Adm. Code 130.120. Persons who make a purchase of such coins would not be required to submit Form ST-44 regarding that purchase regardless of whether the purchase was from a dealer located in Illinois or a dealer located outside of Illinois. However, please note that these items will be subject to tax if they are sold as jewelry.

I hope this information is helpful. The Department of Revenue maintains a website, which can be accessed at www.revenue.state.il.us. If you have further questions related to the Illinois sales tax laws, please contact the Department's Taxpayer Information Division at (217) 782-3336.

If you are not under audit and you wish to obtain a binding Private Letter Ruling regarding your factual situation, please submit all of the information set out in items 1 through 8 of the enclosed copy of Section 1200.110(b).

Very truly yours,

Terry D. Charlton
Associate Counsel

TDC:msk
Enc.